United States Court of Appeals
For the First Circuit

No. 07-2440

UNITED STATES,

Appellee,

v.

ROBERT VIRUET,

Defendant, Appellant.

ORDER OF COURT

Entered: December 14, 2007
Entered: Pursuant to 1st Cir. R. 27.0(d)

Treating appellant's financial affidavit, attached prison trust account statement, as a motion to proceed on appeal in forma pauperis ("IFP"), we transmit said request to the district court for action in the first instance pursuant to Fed. R. App. P. 24(a)(1). Copies of the district court's ruling shall be forwarded to this court. The district court, if it denies the motion, is requested to state its reasons in writing. Fed. R. App. P. 24(a)(2). If appellant is not granted IFP status by the district court, he may file a motion to proceed IFP in this court, provided that he do so in accordance with Fed. R. App. P. 24(a)(5).

By the Court:

Richard Cushing Donovan, Clerk

By: MARGARET C...
Chief Deputy Clerk

By ___ Date 12-14-07

[Certified copies to: Judge William E. Smith, David DiMarzio, Clerk
cc: Matthew B. Smith, Esq., Stephanie S. Browne, AUSA,
Stephen G. Dambruch, AUSA, Donald Lockhart, AUSA]